

5.2 Transfer of Custody and Support Questions from Superior Court. Courts of record, in handling divorce, alimony, or habeas corpus cases involving the custody of a child or children, may transfer the question of the determination of custody and support to the juvenile court for investigation and report back to the superior court or for investigation and determination. If the referral is for investigation and determination, then the juvenile court shall proceed to handle the matter in the same manner as though the action originated under Article 1 of the Juvenile Proceedings Code, in compliance with the order of the superior court. At any time prior to the determination of such question, the juvenile court may transfer the jurisdiction of the question back to the referring superior court. Following the matter of an investigation and a report back, the juvenile court clerk shall send a copy of the report and record of the investigation to the referring superior court judge. Following the matter of an investigation and determination, the juvenile court clerk shall file the original order of the juvenile court, shall make a certified copy thereof for filing with the clerk of superior court and shall also furnish a copy of the final order to the referring superior court judge.

(a) Docketing the Transfer Order. Upon receiving the order of transfer, the clerk shall docket said order and incorporate it as a part of the juvenile court record.

(b) Assessment of Costs for Investigations in Custody and Support Matters. The judge of the juvenile court may assess reasonable costs against the party or parties for conducting investigations in custody and support matters as referred by the Superior Court.

(c) Filing of Complaint Form in Custody or Support Matters. In all cases referred to the juvenile court by the Superior Court for investigation and report or determination, the clerk of superior court shall, within 10 days of the date of the order, forward to the clerk of the juvenile court the order of transfer together with the superior court file or a certified copy thereof in its entirety. In modifications and habeas corpus cases, in addition to the foregoing, the form JUV-2 shall be completed by and filed by the plaintiff's attorney. Upon the receipt of the above stated documents, the juvenile court clerk shall file the transfer.